

\*\*E-filed 5/4/06\*\*

1 BARRY J. PORTMAN  
Federal Public Defender  
2 ANGELA M. HANSEN  
Assistant Federal Public Defender  
3 160 West Santa Clara Street, Suite 575  
San Jose, CA 95113  
4 Telephone: (408) 291-7753  
5 Counsel for Defendant ALCAZAR

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7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,	)	No. CR 06-00095 JF
	)	
12 Plaintiff,	)	
	)	
13 v.	)	<b>STIPULATION AND [PROPOSED]</b>
	)	<b>ORDER TO CONTINUE STATUS DATE</b>
14 FRANCISCO JAVIER ALCAZAR,	)	
	)	
15 Defendant.	)	
_____	)	

16 Assistant United States Attorney Matthew Harris and defendant, Francisco Alcazar,  
17 through his counsel, Assistant Federal Public Defender Angela M. Hansen, agree and stipulate  
18 that the status hearing in the above-captioned matter, presently scheduled for Wednesday, May 3,  
19 2006, should be continued to May 24, 2006, at 9:00 a.m.

20 Mr. Alcazar's counsel needs additional time to review the discovery, discuss it with her  
21 client and to investigate this case. Additionally, defense counsel requested some additional  
22 discovery from the government, and government counsel is considering whether or not to  
23 produce this discovery to the defense.

24 For these reasons, the parties therefore AGREE AND STIPULATE to continue the status  
25 hearing date and further agree that time should be excluded from and including May 3, 2006,  
26 through and including May 24, 2006, for continuity of counsel and to provide counsel reasonable  
time to prepare, pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A) and (B)(iv).

1 Accordingly, the United States and the defendant agree that granting the requested exclusion of  
2 time will serve the interests of justice and outweigh the interests of the public and defendant in a  
3 speedy trial.

4  
5 Dated: April 28, 2006

/s/  
\_\_\_\_\_  
ANGELA M. HANSEN  
Assistant Federal Public Defender

6  
7  
8 Dated: April 28, 2006

/s/  
\_\_\_\_\_  
MATTHEW HARRIS  
Assistant United States Attorney

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 06-00095 JF
	)	
Plaintiff,	)	<b>[PROPOSED] ORDER CONTINUING</b>
	)	<b>STATUS DATE AND EXCLUDING</b>
v.	)	<b>TIME</b>
	)	
FRANCISCO JAVIER ALCAZAR,	)	
	)	
Defendant.	)	
_____	)	

Good cause appearing, IT IS HEREBY ORDERED that the period of delay from May 3, 2006, to and including May 24, 2006, be excluded for purposes of Speedy Trial Act computations pursuant to Title 18, United States Code, Sections 3161(h)(8)(A) and 3161(h)(8)(B)(iv). This exclusion provides defendant continuity of counsel and reasonable time necessary for defense counsel's effective preparation. As such, the Court finds that the ends of justice outweigh the interest of the public and the defendant in a speedy trial.

May 2, 2006  
Dated: April \_\_, 2006

  
\_\_\_\_\_  
JEREMY FOGEL  
United States District Judge

1 Distribute to:

2 Angela Hansen  
3 Assistant Federal Public Defender  
160 West Santa Clara Street, Suite 575  
4 San Jose, CA 95113  
Counsel for Defendant

5 Matthew Harris  
6 Assistant United States Attorney  
150 Almaden Blvd., Suite 900  
7 San Jose, CA 95113  
Counsel for the United States